

GOVERNMENT OF TELANGANA
ABSTRACT

FCA, 1980 – Diversion of 0.35 ha forest land in Nellikal Reserve Forest of WLM Division, Nagarjuna Sagar for laying of Optical Fiber Cable along the Road and within the existing Right of Way from 135/0 Km to 141/5 Km, in favour of M/s Idea Cellular Limited – Final **(Stage.II)** approval accorded – Orders – issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.MS.No. 71

Dated: 21/11/2016
Read the following:-

1. From the PCCF, TS, Hyd., Lr.No.46005/2012/FCA-1/TS, Dt: 09.02.2016 and 14.3.2016.
2. State Govt. Lr.No.639/For.I(1)/2016-1, Dt:06-04-2016.
3. From GoI, MoEF & CC, Chennai, F.No. 4-TSB016/2016-CHN/0946, Dt.28.04.2016.
4. From PCCF (HoFF) (FAC), TS, Hyd., Lr.No.46005/2012/ FCA-1, dated: 27-09-2016.
5. State Govt. Lr.No.639/For.I(1)/2016-2, Dt:04-10-2016.
6. From GoI, MoEF & CC, Chennai, F.No. 4-TSB016/2015-CHN/2112, Dt.27.10.2016.

O R D E R:

In his letter 1st read above, the Principal Chief Conservator of Forests (HoFF), T.S., Hyderabad has submitted a proposal for diversion of 0.35 ha forest land in Nellikal Reserve Forest of WLM Division, Nagarjuna Sagar for laying of Optical Fiber Cable along the Road and within the existing Right of Way from 135/0 Km to 141/5 Km, in favour of M/s Idea Cellular Limited, Hyderabad.

2. In the reference 2nd read above, the proposal in para-1 above was forwarded to Government of India, Ministry of Environment, Forests & Climate Change, Chennai for according necessary approval under section -2 of the Forest (C) Act, 1980.

3. In their letter 3rd read above, the Ministry of Environment, Forests & Climate Change, Government of India, Chennai have conveyed Central Government's **in-principle (Stage-I)** approval for the proposal, subject to fulfillment of the conditions stipulated therein.

4. In the letter 5th read above, the State Government have sent the report of compliance on the conditions stipulated by Government of India, as submitted by the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad in his letter 4th read above to the Ministry of Environment, Forests & Climate Change, Chennai for according necessary approval.

5. In their letter 6th read above, the Ministry of Environment, Forests & Climate Change, Government of India, Chennai have conveyed Central Government's approval **(Stage-II)** for the proposal in para 1 above, under Section- 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

(PTO)

6. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of 0.35 ha forest land in Nellikal Reserve Forest of WLM Division, Nagarjuna Sagar for laying of Optical Fiber Cable along the Road and within the existing Right of Way from 135/0 Km to 141/5 Km in favour of M/s Idea Cellular Limited, Hyderabad under section-2 of the Forest (Conservation) Act, 1980, subject to fulfillment of the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged.
- (ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered with DGPS readings at an interval of 20 meters at the cost of User Agency within 30 days from the Stage-II approval. State Forest Department shall furnish the status report on the same to the RO, Chennai.
- (iii) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.
- (iv) State Forest Department shall carry out the mitigation measures as recommended by the NTCA at the cost of User Agency.
- (v) The cable line shall be laid at least one meter below the ground level and the forest land shall be restored to its original state after laying the same. The maximum size of the trench should not exceed 2.00 mt depth and 1.00 m width.
- (vi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- (vii) Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.
- (viii) Felling of trees shall not be carried out by the User Agency.
- (ix) Work shall be taken up during day time only. No work shall be carried out during night time.
- (x) User Agency shall undertake soil conservation measures around the forest area proposed for diversion at the project cost.
- (xi) The total forest area utilized for the project shall not exceed 0.35 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
- (xii) The forest land proposed for diversion shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
- (xiii) User Agency and the State Forest Department shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

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(xiv) Any other conditions that the Central Government or Additional Principal Chief Conservator of Forests (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency.

(xv) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

7. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

B.R. MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Director General, Government of India, Ministry of Environment & Forests and Climate Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New Delhi
110 003.

The Addl. Prl. Chief Conservator of Forests (C), Government of India, Ministry of Environment, Forests & Climate Change, Regional Office (South Eastern Zone), 1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Chief Executive Officer, Ad-hoc (CAMP), 4th floor, Block No.3, CGO Complex, New Delhi – 110 003

The Manager, M/s Idea Cellular Ltd., 5-9-62, Khan Lateef Khan Estate, Fateh Maidan Road, Hyderabad – 500 004 (User Agency)
SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER